

**PENNSYLVANIA
PUBLIC UTILITY COMMISSION
Harrisburg, PA 17105-3265**

Public Meeting held October 27, 2022

Commissioners Present:

Gladys Brown Dutrieuille, Chairman
Stephen M. DeFrank, Vice Chairman
Ralph V. Yanora
Kathryn L. Zerfuss
John F. Coleman, Jr.

Cancellation of Certificates of Public Convenience for
Motor Carriers; Failure to Maintain Evidence of
Insurance

M-2022-3034805

TENTATIVE ORDER

BY THE COMMISSION:

Pursuant to Section 512 of the Public Utility Code, 66 Pa. C.S. §512, the Commission is authorized to prescribe appropriate insurance requirements for motor carriers. Section 512 provides, in relevant part:

The commission may, as to motor carriers, prescribe, by regulation or order, such requirements as it may deem necessary for the protection of persons or property of their patrons and the public, including the filing of surety bonds, the carrying of insurance, or the qualifications and conditions under which such carriers may act as self-insurers with respect to such matters. All motor carriers of passengers...shall cover each and every vehicle, transporting such passengers, with a public liability insurance policy or a surety bond issued by an insurance carrier, or a bonding company authorized to do business in this Commonwealth, in such amounts as the commission may prescribe....

Consistent with this broad statutory charge, the Commission promulgated regulations governing motor carrier insurance requirements. 52 Pa. Code Chapter 32. Those regulations provide, *inter alia*, that a motor carrier may not operate, and a certificate of public convenience will not be issued or remain in force, until there has been filed with and approved by the Commission a certificate of insurance by an insurer authorized to do business in Pennsylvania for the payment of claims resulting from the operation, maintenance, or use of a motor vehicle in the carrier's

authorized service. 52 Pa. Code §§32.11, 32.12. The certificate of insurance, commonly known as a Form E, is in a form prescribed and approved by the Commission and provides protection for bodily injury, death, or property damage. 52 Pa. Code §32.2(a). Additionally, the Commission regulations require that certain carriers maintain evidence of cargo insurance via a certificate of insurance commonly known as a Form H. The Commission's regulations require that evidence of insurance be maintained at all times with the Commission to ensure the protection of the public:

(h) *Compliance.* Failure to maintain evidence of insurance on file with the Commission in accordance with this chapter shall cause the immediate suspension of the rights and privileges conferred by a certificate of public convenience or permit held by the motor carrier. The Commission may establish rules under which suspended rights and privileges may be temporarily reinstated pending compliance with this chapter.

52 Pa. Code §32.2(h).

The Commission has been notified that the motor carriers listed in Appendix A, attached hereto, no longer have acceptable evidence of insurance on file with the Commission. The Commission sent all carriers a letter notifying them that their operating authority was suspended. Since the date of the suspensions, these motor carriers have failed to maintain acceptable evidence of insurance, notwithstanding notification by the Commission of the suspension and the necessity to provide acceptable evidence of insurance.

Under these circumstances, we tentatively conclude that the motor carriers listed in Appendix A are not in compliance with the insurance requirements of 66 Pa. C.S. § 512 and our regulations at 52 Pa. Code Chapter 32. As such, it is appropriate to initiate the process to cancel their certificates of public convenience as being in the public interest; **THEREFORE,**

IT IS ORDERED:

1. That cancellation of the Certificates of Public Convenience of each motor carrier listed in Appendix A is hereby *tentatively* approved as being in the public interest.

2. That the Secretary's Bureau shall publish a copy of this Tentative Order in the *Pennsylvania Bulletin*.

3. That the Secretary shall serve a copy of this Tentative Order upon all motor carriers listed in Appendix A.

4. That the Secretary shall file this Tentative Order at each motor carrier's assigned docket number.

5. That to the extent that any of the motor carriers listed on Appendix A challenge cancellation of their Certificates of Public Convenience, they must file comments within thirty (30) days after publication of this Tentative Order in the *Pennsylvania Bulletin*. Comments shall be sent to the Pennsylvania Public Utility Commission, Attn: Secretary Rosemary Chiavetta, Commonwealth Keystone Building, 400 North Street, 2nd Floor, Harrisburg, PA 17120.

6. That, alternatively, acceptable evidence of insurance may be filed with the Commission on behalf of the motor carriers listed in Appendix A, within thirty (30) days after publication of this order in the *Pennsylvania Bulletin*.

Motor carriers listed in Appendix A who desire to continue operations should immediately contact their insurance agents to secure compliance with Commission insurance requirements. It is the motor carrier's responsibility to ensure compliance. Motor carriers can verify their insurance status at our Web Site at <https://www.puc.pa.gov/search/utility-authority-search/>.

Additionally, motor carriers may call our insurance hotline at (717)-787-1227 for more information.

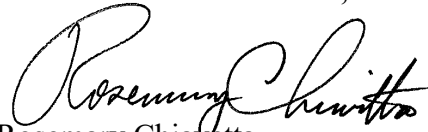
7. That, absent the timely filing of comments challenging the cancellation of the Certificate of Public Convenience or the timely filing of acceptable evidence of insurance, the Bureau of Technical Utility Services shall prepare a Secretarial Letter for issuance by the Secretary's Bureau canceling the carrier's applicable Certificate of Public Convenience. The

Secretarial Letter shall direct the Department of Transportation to suspend the carrier's vehicle registration(s) consistent with 75 Pa. C.S. §1375.

8. That, upon issuance of the Secretarial Letter described in Ordering Paragraph No. 7 above, the applicable Certificate of Public Convenience of each non-compliant carrier shall be cancelled.

9. That the Secretary serve a copy of the Secretarial Letter upon the Commission's Bureau of Investigation and Enforcement, Bureau of Technical Utility Services, Bureau of Administration, the Pennsylvania Department of Revenue – Bureau of Corporation Taxes, and the Pennsylvania Department of Transportation.

BY THE COMMISSION,

A handwritten signature in black ink, appearing to read "Rosemary Chiavetta". The signature is written in a cursive, flowing style.

Rosemary Chiavetta
Secretary

(SEAL)

ORDER ADOPTED: October 27, 2022

ORDER ENTERED: October 27, 2022

APPENDIX A

Carriers Without Acceptable Evidence of Insurance

Utility Code	Utility Name	Suspended Authorities	Insurance Type not on file
6220172	HONEYBEE TRANSPORTATION LLC	Contract Carrier	Liability
6222171	COMFORT RIDES CORPORATION	Paratransit	Liability
6320503	AAMIR BROTHERS INC T/A PENN-DEL CAB	Taxi	Liability
6324393	NOMAD RIDES INC	TNC	Liability
632757	CLASSY CAB COMPANY, INC.	Taxi and Paratransit	Liability
640234	TROPIANO AIRPORT SHUTTLE, INC.	Airport Transfer	Liability
640310	J&B LIMOUSINE SERVICE & AUTO LEASING INC T/A ELEGANT ARRIVALS	GP11-15 and GP16+	Liability
6410933	VAUXCO LIMOUSINES LLC	GP11-15	Liability
641385	TRI COUNTY ACCESS CO INC	Taxi	Liability
6414126	COMFORT RIDE TRANSIT INC	Paratransit	Liability
6416002	GRETHER E CAMILO HERNANDEZ	Paratransit	Liability
6416821	LIFELINE MEDICAL SERVICES INC T/A LIFECARE TRANSPORT	Paratransit	Liability
6417202	US TRANSIT AUTHORITY LLC T/A LUXURY LIFT D/B/A CUMBERLAND VALLEY TRANSIT	ALL	Liability
6417234	LUXURY LIMOUSINE & CAR SERVICE LLC	Limousine	Liability
6417260	FIRST CLASS LIMOUSINE LLC	Limousine	Liability
6417513	GARY L. SNYDER AND MARIE SNYDER	Paratransit	Liability
641771	A1 LIMOUSINE SERVICE/UNIVERSAL INC	Limousine	Liability
6418049	TOWER LIMO LLC	Limousine	Liability
6418069	APEX HEALTHCARE SERVICES LLC	Paratransit	Liability
6418791	YES LIMOUSINE LLC	GP11-15	Liability
6419312	JACKIE WLEH & JOHNETTA WLEH T/A J & J CAR SERVICES	Limousine	Liability
6419357	TAJOMA INC T/A EXCLUSIVE DESTINATIONS SERVICES	GP11-15	Liability
6419854	WILLIAM RODRIGUEZ T/A LA BALLENA TRANSPORT	Paratransit	Liability
6419868	RIDE2CAREINC T/A RIDE2CARE	Paratransit	Liability
6420863	MED SWIFT TRANSPORTATION SERVICES LLC	Paratransit	Liability
6421164	ANB TRANS INC	Limousine	Liability
6421186	S&S MEDICAL TRANSPORT LLC	Paratransit	Liability

6421583	LMC LIMOUSINE & TRANSPORTATION SERVICES INC	Limousine	Liability
6421693	AERO MEDICAL TRANSPORTATION LLC	Paratransit	Liability
6422344	ED TRANSPORTATION LLC	Paratransit	Liability
6422406	RAYMOND AND KRYSTAL GOUGH T/A GLORY TRANSPORTATION	Paratransit	Liability
6422445	MOGA TRANS LLC	Paratransit	Liability
6422528	GENIUS TRANSPORTATION LLC	Paratransit	Liability
6422630	BATE RELIABLE TRANSPORTATION LLC	Paratransit	Liability
6422817	PULLMAN VALET LLC	GP16+	Liability
6423700	TRANSPORTATION NETWORK SERVICES LLC T/A GO WOLLEY	Paratransit and Airport Transfer	Liability
6423851	VISION OF LOVE HOMECARE LLC	Paratransit	Liability
6424374	TZADIK MULTISERVICE & TRANSPORTATION LLC	Limousine	Liability
6424385	KRALL LIMO AND PARTY RENTALS CO	GP16+	Liability
6424922	EZRIDE LLC	Paratransit	Liability
647995	F & S TRANSPORTATION, INC.	Airport Transfer and Paratransit	Liability
700793	JOSEPH P RILEY & SONS MOVING COMPANY INC	Truck	Liability
700806	HERBERT B SMITH & AGEE COPART	Truck	Liability/ Cargo
701170	AFTON TRUCKING, INC.	Truck	Liability
701645	CHAPMAN AUTO PARTS & SALES, INC	Truck	Liability/ Cargo
703432	ANDREWS TRUCKING INC	Truck	Cargo
703630	JOHN M STROCKOZ	Truck	Liability/ cargo
705144	AMIS, HENRY	Truck	Liability/cargo
705276	BROOKS COURIER SERVICE, INC.	Truck	Cargo
705393	M Byler Transportation, LLC	Truck	Cargo
706021	THEODORE JAMES BALZANO	Truck	Liability/ cargo
706050	NED C HARTMAN	Truck	Liability
706242	KREIDER, SAMUEL W.	Truck	Liability/ cargo
706736	BOSCO TRUCKING, INC.	Truck	Liability/ cargo
707142	ASHBAUGH, RICHARD WAYNE	Truck	Liability
707351	DENNIS ROY EVANS	Truck	Liability
707741	AUMAN BROTHERS CONSTRUCTION LLC	Truck	Liability/ cargo
708342	BRIAN PEOPLES	Truck	Liability
708800	EARL E PAIGE JR	Truck	Liability/cargo
708909	GRAEFE MOVING SERVICES INC	Truck	Liability
822140	PIERCE, PAUL E.	Truck	Liability/ cargo
845670	SMEAL, JOHN	Truck	Liability

869650	YEAGER MOVING & STORAGE, INC.	Household Goods Carrier and Truck	Liability / Cargo
890398	FIRST FREIGHT TRANSPORT, INC.	Truck	Liability/ cargo
8911031	STEVEN C SIPLE	Truck	Liability / cargo
8912179	RICHARD J REXER T/A REXER'S	Truck	Liability
8914157	GREYHAN TRANSPORT LLC	Truck	Liability / cargo
8915122	WHEELS EXPRESS INC	Truck	Liability / cargo
8915684	J & L TRUCKING SERVICE LLC	Truck	Liability
8916391	BELLS TRANSIT LLC	Truck	Liability / cargo
8916682	BIOTA LOGISTICS INC	Truck	Liability
8916924	SMITTYS TOWING LLC	Truck	Cargo
8916963	Gary Holdren	Truck	Cargo
8917166	WAMBOLD BULK SERVICES LLC	Truck	Liability / cargo
8917253	MARKS XPRESS TRUCKING & HAULING LLC	Truck	Liability
8917573	JEFFREY L BANGE T/A J & K FARM	Truck	Liability / cargo
8917597	IRVEN L. BUTTRAY	Truck	Liability / cargo
8917834	STAUFFER SHEDS LLC	Truck	Liability / cargo
8917886	HARE TRUCKING LLC	Truck	Liability
8918420	RECOVERY PROS INC	Truck	Liability / cargo
8918690	TODD ALLEN LIVENGOOD D/B/A TODD LIVENGOOD TRUCKING	Truck	Liability
8918904	DAVID R VINSEK T/A D VINSEK TRUCKING	Truck	Liability
8919188	CHARLES R VARGO TRANSPORTATION INC	Truck	Liability / cargo
8919793	JEROME SCHULTZ T/A JJS TRUCKING AND EXCAVAITNG	Truck	Cargo
8920287	METHENY TRUCKING LLC	Truck	Liability / cargo
8921018	NEPA TRUCKING AND TRANSPORT LLC	Truck	Liability
8921094	M&K LOGISTICS LLC	Truck	Liability / cargo
8921357	MCDONALD POWER LLC	Truck	Liability / cargo
8921405	TITAN TRUCKING AND LOGISTICS INC	Truck	Liability / cargo
8921690	BILL FRANKS	Truck	Liability / cargo
8921860	MILK MAN CONNECTION LLC	Truck	Liability / Cargo
8921924	MEGMAR CONTRACTING LLC	Truck	Liability /Cargo
8921954	OWL CREEK SPECIALIZED LLC	Truck	Liability / Cargo
8922149	MONSTER TRANSPORTATION LLC	Truck	Liability / Cargo
8922250	ASH TRANSFER LLC	Truck	Liability / Cargo
8922312	BALL LOGISTICS LLC	Truck	Liability / Cargo
8922317	AMMI LOGISTICS LLC	Truck	Liability / Cargo
8922574	B BLAIR CORPORATION	Truck	Liability / Cargo
8922840	MOVING FORWARD LLC	Household Goods Carrier	Cargo

8922890	TAYLOR TRUCKING SERVICES LLC	Truck	Liability / Cargo
8922932	EXCLUSIVE SERVICES INC	Household Goods Carrier	Cargo
8922971	DLH TRANSPORT LLC	Truck	Liability / Cargo
8923066	MICHAEL D AMSLER	Truck	Liability / Cargo
8923173	PGH LOGISTICS INC	Truck	Cargo
8923197	NEXT GEN LOGISTICS LLC	Truck	Liability / Cargo
8923203	JL TRUCKING LLC	Truck	Cargo
8923275	LATTUCAS TRANSPORTATION SERVICE LLC	Truck	Cargo
8923285	JJ DENTICI HOTSHOT LLC	Truck	Liability / Cargo
8923357	FIRST OPTION TRANSPORT LLC	Truck	Liability / Cargo
8923385	DONALD MARSHALL III	Truck	Liability / Cargo
8923394	NAVARRO TRUCKING LLC	Truck	Liability
8923692	HAIRE MOBILE COURIER LLC	Truck	Liability / Cargo
8923696	RJ COURIER LOGISTICS LLC	Truck	Liability / Cargo
8923724	J & B Logistics LLC	Truck	Liability / Cargo
8923866	INVERTECH LLC	Truck	Liability / Cargo
8923882	G-CODE TRANSPORTATION & LOGISTICS LLC	Truck	Liability / Cargo
8923886	TOP NOTCH TRANSPORTS LLC	Truck	Liability
8923924	D F PROCTOR ENTERPRISES LLC	Truck	Liability / Cargo
8923930	MAMET LLC	Truck	Liability / Cargo
8923961	NICKS TOWING AND TRANSPORT LLC	Truck	Liability / Cargo
8924002	M D HIGLEY TRUCKING LLC	Truck	Liability / Cargo
8924006	SHANKS SAWMILL LLC	Truck	Cargo
8924028	GREENE AND GARBER TRANSPORT LLC	Truck	Liability / Cargo
8924042	NEIGHBORHOOD KREW INC	Truck	Liability / Cargo
8924079	EQP TRANSPORTATION LLC	Truck	Liability / Cargo
8924081	MILLS LOGISTICS LLC	Truck	Liability / Cargo
8924186	DRT LOGISTICS LLC	Truck	Liability
8924199	ORIONS LANDSCAPING LLC	Truck	Liability / Cargo
8924252	FOUR VALLEYS TRANSPORT LLC	Truck	Liability / Cargo
8924284	BIG RED TRANSPORT LLC	Truck	Cargo
8924302	MAHOGANY QUEEN TRUCKING LLC	Truck	Liability / Cargo
8924360	KINGSIDE LOGISTICS LLC	Truck	Liability / Cargo
8924483	COBRE TRANSPORTATION LLC	Truck	Cargo
8924485	AZ TOW 4 U LLC	Truck	Liability / Cargo
8924599	JNF EXPRESS INC	Truck	Liability / Cargo
8924643	THOMAS MILLER	Truck	Liability / Cargo
8924698	QUICKSHOT SERVICES LLC	Truck	Liability / Cargo
8924726	MOUNTAIN WAY LLC	Truck	Liability

8924769	ALL DAY SERVICES LLC	Truck	Liability / Cargo
8924917	SCOTT PATTERSON LLC	Truck	Liability / Cargo
8924934	BIG RIG TRUCKING LLC	Truck	Liability / Cargo
8924935	TF & SM LLC	Truck	Liability / Cargo
8924978	KUMM & GO ENTERPRISE LLC	Truck	Liability / Cargo
8925107	T ALLEN TRANSPORTATION LLC	Truck	Liability / Cargo
8925120	H&B TRANSPORT LLC	Truck	Liability / Cargo
8925127	CASTRO LOGISTIC SERVICES LLC	Truck	Liability / Cargo
8925188	4 SURE CONTRACTING AND EXCAVATING LLC	Truck	Liability / Cargo
8925258	LTS AUTO LLC	Truck	Liability / Cargo